

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

GERALD B. HEBERT

PLAINTIFF

V.

1:06cv46-LG-RHW

GEORGE PAYNE, et al.

DEFENDANTS

ORDER OF RECUSAL

The above-captioned cause comes before the Court, *sua sponte*, pursuant to Title 28 U.S.C. § 455, and the undersigned, having reviewed this matter, finds that there are certain grounds under 28 U.S.C. § 455 which would require that he be disqualified from further participation in this case.

IT IS THEREFORE ORDERED that the undersigned hereby recuses himself from further participation in this case.

SO ORDERED AND ADJUDGED, this the 24th day of January, 2006.

/s/ Robert H. Walker

ROBERT H. WALKER
UNITED STATES MAGISTRATE JUDGE